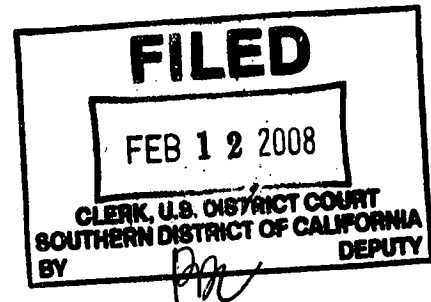


**ORIGINAL**

1 OGLETREE, DEAKINS, NASH,  
SMOAK & STEWART, P.C.  
2 MARCUS A. MCDANIEL, State Bar No. 151357  
marcus.mcdaniel@ogletreedeakins.com  
3 LESLIE E. WALLIS, State Bar No. 128435  
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4 633 West Fifth Street, 53rd Floor  
Los Angeles, California 90071  
5 Telephone: (213) 239-9800  
Facsimile: (213) 239-9045



6 Attorneys for Plaintiff  
7 HANLEY-WOOD, LLC

8 **UNITED STATES DISTRICT COURT**  
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 HANLEY-WOOD, LLC, a Delaware  
11 limited liability company,

12 Plaintiff,

13 v.

14 The Ryness Company, a California  
15 corporation,

16 Defendant.

Case No. 08 CV 0186 DMS WMc

**NOTICE OF FILING PROOF OF  
SERVICE UPON THE RYNESS  
COMPANY**

1 TO THE PLAINTIFF AND ITS ATTORNEYS OF RECORD AND TO THE  
2 CLERK OF COURT:

3 PLEASE BE ADVISED that Defendant, The Ryness Company was served with a  
4 copy of a Summons in a Civil Action, Complaint and Civil Cover Sheet by substituted  
5 service at 1:04 p.m. on February 1, 2008. Attached hereto as Exhibit "A" are true and  
6 correct copies of the Proof of Service of Summons in Civil Action and Proof of Service by  
7 Mail. Pursuant to CivLR 4.1, attached hereto as Exhibit "B" is the original Summons in a  
8 Civil Action."

9  
10 DATED: February 11, 2008

OGLETREE, DEAKINS, NASH, SMOAK &  
STEWART, P.C.

11  
12  
13 By: 

Marcus A. McDaniel

14  
15 Attorneys for Plaintiff  
HANLEY-WOOD, LLC

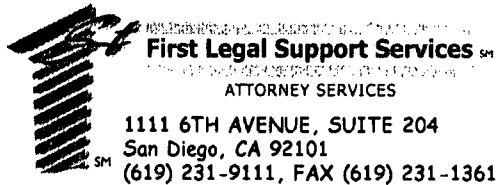


Attorney or Party without Attorney: MARCUS A. MCDANIEL, Bar #151357 OGLETREE, DEAKINS, NASH, SMOAK, ET AL. 633 WEST FIFTH STREET 53RD FLOOR LOS ANGELES, CA 90071 Telephone No: 213-239-9800 FAX No: 213-239-9045				For Court Use Only	
Attorney for: Plaintiff			Ref. No. or File No.:		
Insert name of Court, and Judicial District and Branch Court: U.S. DISTRICT COURT-SOUTHERN DISTRICT OF CALIFORNIA					
Plaintiff: HANLEY-WOOD, LLC, ETC. Defendant: THE RYNESS COMPANY, ETC.					
<b>PROOF OF SERVICE, SUMMS IN CIV. ACTION</b>		Hearing Date:	Time:	Dept/Div:	Case Number: 08CV0186 DMS WMC

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL COVER SHEET.
3. a. Party served: THE RYNESS COMPANY, A CALIFORNIA CORPORATION  
 b. Person served: ED MONCE, AGENT AUTHORIZED TO ACCEPT SERVICE. SERVED UNDER F.R.C.P. RULE 4.
4. Address where the party was served: 11622 EL CAMINO REAL  
 SUITE 300  
 SAN DIEGO, CA 92130
5. I served the party:
  - b. by substituted service. On: Fri., Feb. 01, 2008 at: 1:04PM by leaving the copies with or in the presence of: CATHY JOHNSON, EMPLOYEE.
  - (1) (Business) a Person in charge at least 18 years of age apparently in charge of the office or usual place of business of the person served. I informed him or her of the general nature of the papers.
  - (4) A declaration of mailing is attached.

7. Person Who Served Papers:

a. JONAS WILLIAMS



Recoverable Cost Per CCP 1033.5(a)(4)(B)

d. The Fee for Service was:

- e. I am: (3) registered California process server
- (i) Independent Contractor
  - (ii) Registration No.: 4005
  - (iii) County: San Diego

8. I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.

Date: Tue, Feb. 05, 2008

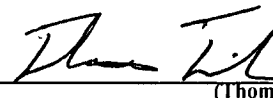
Attorney or Party without Attorney: MARCUS A. MCDANIEL, Bar #151357 OGLETREE, DEAKINS, NASH, SMOAK, ET AL. 633 WEST FIFTH STREET 53RD FLOOR LOS ANGELES, CA 90071 Telephone No: 213-239-9800 FAX No: 213-239-9045				For Court Use Only	
Attorney for: Plaintiff			Ref. No or File No.:		
Insert name of Court, and Judicial District and Branch Court: U.S. DISTRICT COURT-SOUTHERN DISTRICT OF CALIFORNIA					
Plaintiff: HANLEY-WOOD, LLC, ETC. Defendant: THE RYNESS COMPANY, ETC.					
<b>PROOF OF SERVICE</b> <b>By Mail</b>		Hearing Date:	Time:	Dept/Div:	Case Number: 08CV0186 DMS WMC

1. I am over the age of 18 and not a party to this action. I am employed in the county where the mailing occurred.
2. I served copies of the SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL COVER SHEET.
3. By placing a true copy of each document in the United States mail, in a sealed envelope by **First Class** mail with postage prepaid as follows:
  - a. Date of Mailing: Tue., Feb. 05, 2008
  - b. Place of Mailing: LOS ANGELES, CA 90026
  - c. Addressed as follows: THE RYNESS COMPANY, A CALIFORNIA CORPORATION  
11622 EL CAMINO REAL  
SUITE 300  
SAN DIEGO, CA 92130
4. I am readily familiar with the business practice for collection and processing of correspondence as deposited with the U.S. Postal Service on Tue., Feb. 05, 2008 in the ordinary course of business.
5. *Person Serving:*
  - a. Thomas Tilcock
  - b. FIRST LEGAL SUPPORT SERVICES  
1511 W. BEVERLY BLVD  
LOS ANGELES, CA 90026
  - c. 213-250-9111
  - d. *The Fee for Service was:*
  - e. I am: Not a Registered California Process Server

Recoverable Cost Per CCP 1033.5(a)(4)(B)

8. *I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.*

Date: Tue, Feb. 05, 2008





Summons in a Civil Action (Rev 11/97)

**United States District Court**  
SOUTHERN DISTRICT OF CALIFORNIA

Hanley-Wood, LLC, a Delaware limited liability company

vs

The Ryness Company, a California corporation

**SUMMONS IN A CIVIL ACTION**

Case No.

'08 CV 0186 DMS WMC

TO: (Name and Address of Defendant)

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon  
PLAINTIFF'S ATTORNEY

Marcus A. McDaniel, Esq.  
Ogletree, Deakins, Nash, Smoak & Stewart, P.C.  
633 West Fifth Street  
Suite 5300  
Los Angeles, California 90071

An answer to the complaint which is herewith served upon you, within 20 days after  
service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by  
default will be taken against you for the relief demanded in the complaint.

W. Samuel Hamrick, Jr.

CLERK

By

, Deputy Clerk

JAN 30 2008

DATE

Summons in a Civil Action

ORIGINAL

**PROOF OF SERVICE BY UNITED STATES MAIL**

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California; I am over the age of 18 years and not a party to this action. My business address is 633 West Fifth Street, 53rd Floor, Los Angeles, California 90071.

On February 11, 2008, I served a true copy of the following document(s) described as:

NOTICE OF FILING PROOF OF SERVICE UPON THE RYNESS COMPANY

on the persons below as follows:

Ed Monce  
The Ryness Company  
11622 El Camino Real #300  
San Diego, California 92130

Authorized Agent for Service of  
Process

I enclosed the documents in a sealed envelope or package addressed to the persons at the addresses as indicated above and:


- ☐ deposited the sealed envelope or package with the United States Postal Service, with the postage fully prepaid.\*
- ☒ placed the envelope or package for collection and mailing, following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United State Postal Service, in a sealed envelope or package with postage fully prepaid.

I am employed in the county where the mailing occurred. The envelope or package was placed in the mail at Los Angeles, California.

- ☒ (Federal) I declare that I am employed in the office of a member of the Bar of this Court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the above is true and correct.

Executed on February 11, 2008, at Los Angeles, California.

Elizabeth Mendoza  
Type Name

  
Signature

\* (SIGNATURE MUST BE OF PERSON DEPOSITING ENVELOPE IN MAIL SLOT, BOX OR BAG)